



2012
BOROUGH OF DUMONT
ORDINANCE

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK	✓			
FREEMAN				✓
HAYES	✓			
STYLIANOU	✓			
ZAMECHANSKY	✓			
MAYOR KELLY				
TOTALS	5			1

Ordinance No. 1451

Date: November 20, 2012

Page: 1 of 4

Subject: Municipal Parking

Purpose: Amendment

Dollar Amount:

Offered by:

Seconded by:

Stylianou
Brophy

Prepared By: Gregg Paster, Esq.

Certified as a true copy of an Ordinance Introduced and Passed by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

**AMENDMENT OF ARTICLE 12, CHAPTER 21 OF THE BOROUGH OF
DUMONT CODE**

WHEREAS, the Mayor and Council desire to stem the overflow of vehicular traffic into and upon parking lot(s), parking area(s) and street(s) exclusively or primarily involving residential land uses and to prevent the overcrowding of said areas with parked vehicles operated by commuters, students or other persons whose residences are not situated or on immediately adjacent streets; and

WHEREAS, the Mayor and Council desire to put into effect a regulated permit parking system to prevent such overflow of vehicular traffic and the resultant congestion in and upon said streets; and

WHEREAS, it is the express purpose of this ordinance to reduce hazardous traffic conditions resulting from the overflow of traffic onto and the overcrowding of parking lot(s), parking area(s), and street(s) exclusively or primarily serving residential land uses with parked vehicles emanating from outside the residential area serviced by such streets in order to protect those streets and their inhabitants from polluted air, excessive noise and the trash and refuse caused by the entry of such vehicles, to protect the residents of such streets from unreasonable burdens in gaining access to their residences; to preserve the residential character of the streets; to promote efficiency in the maintenance of streets in such areas in clean and safe condition, to preserve and protect the safety of children and other pedestrians and traffic safety on said streets, to reduce air pollution and other deleterious environmental effects of vehicular commuting, to encourage reliance upon carpools and other means of mass transit, off street parking and generally to promote, preserve, and protect the peace, good order, comfort, convenience, safety, and welfare of the citizens and inhabitants of the Borough.

THEREFORE, BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Dumont, in the County of Bergen and State of New Jersey, that Chapter 21 TRAFFIC AND PARKING of the Borough of Dumont Code shall be amended as hereinafter provided:

Article 12. PERMITS AND FEES

Section 21-Traffic and Parking

21-34. Applicable Parking Lots and Parking Areas.

The permit fee for the Brook Street Parking Lot, West Shore Drive section 2-5, West Quackenbush Avenue (north side-125 feet west of Park Avenue), Washington Street (east side-from Massachusetts to Washington Avenue), and shall be one hundred and twenty dollars (\$120.00) per year, as of January 1, 2013, for Dumont Borough residents and business proprietors and their employees. The permit fee for non-resident commuters shall be one hundred eighty dollars (\$180.00) per year.

21-35. Effective Times.

A. This parking ordinance shall be in effect Monday through Friday, every week of the year. No parking shall be permitted in any location covered hereunder from 2am through 5am any day of the year.

B. No vehicle shall be parked in the parking lot(s) and/or parking area(s) designated in Section 21-34, supra between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday, except legal holidays, unless:

- 1) The vehicle is owned or operated on a regular basis by a Borough of Dumont resident and the vehicle has displayed on its rear window, a current parking permit; or
- 2) The vehicle is owned or operated on a regular basis by a non-resident who is employed by the Borough of Dumont, or any other entity or employer located in the Borough, and the vehicle is so identified by a current parking permit displayed on its rear window.

21-36. Obtaining a Permit. All residents and employees of businesses located in the Borough of Dumont with a valid driver license and vehicle registration are eligible to obtain a parking permit at the resident fee. Non-resident employees shall present a pay stub no more than thirty (30) days old as proof of employment by a borough employer. Such permits shall be distributed on a first come-first served basis, upon presentation of the documents set forth herein evidencing a current Dumont residential or employment address. A parking permit may be obtained from the office of the Dumont Municipal Clerk, located at 50 Washington Avenue, between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

21-37. Pro Rated Permit Fee. Each permit issued by the Borough shall be valid for the permit year. If a permit is purchased after one hundred and eighty days (180) days after the start of the permit year, said permit fee shall be prorated to half of the permit fee amount.

21-38. Regulations Not Exclusive.

21-38.1 The provisions of this Ordinance imposing a time limit on parking shall not relieve any person of the duty to observe other and more restrictive provisions prohibiting or limiting the stopping, standing, or parking of vehicles set forth in N.J.S.A. 39:4-138.

21-38.2 The creation of a parking permit for specified parking lots and/or areas by this Ordinance, shall have no effect upon metered parking spaces in and around the area. Parking metered spaces shall be available to all vehicles, with or without, a residential permit. A residential parking permit shall not exempt a resident when parked in a metered space, from purchasing time from the meter, at the established rate.

21-39 Penalties. Any person who violates any provision of this ordinance, shall upon conviction thereof, be punished by a fine not exceeding \$250.00. A separate offense shall be deemed committed on each day during or on which a new violation occurs or continues.

Invalidity. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

Severability. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Effective Date. This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

BOROUGH OF DUMONT

James J. Kelly, Mayor

ATTEST:

Susan Connelly, RMC
Municipal Clerk

Introduced: November 20, 2012

Adopted: